

IN THE HIGH COURT OF JUDICATURE AT PATNA  
CWJC No.8687 of 2000  
KRISHNA NAND JHA .  
Versus  
THE STATE OF BIHAR & ORS .  
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2 21.05.2010

Reg:- **I.A. No. 4918 of 2010**

Interlocutory application has been filed by the petitioner for staying the operation of order contained in memo no.555 dated 30.4.2010(Annexure-7), whereby the promotion granted to the petitioner in B.A. trained scale to the post of Headmaster long time back, has been cancelled and the petitioner has been demoted to the Matric trained scale. By the impugned order, direction has also been issued for recovery of the amount paid to the petitioner as salary in the promotional scale. The impugned order has been issued under the signature of District Superintendent of Education, Araria. Similar order has already been stayed by this court in the matters relating to teacher of Purnea.

Considering that the operation of impugned order dated 30.04.2010 contained in Memo No.555 (Annexure-7) shall remain stayed. The stay order granted in this Interlocutory application will be applicable in case

of all similarly situated teachers of Araria District.

Counsel for the State is directed to seek instruction and file counter affidavit.

Put up for admission after six weeks.

**(Mridula Mishra,J.)**

Akumar

